

A regular meeting of the Royal Oak City Commission was held on Monday, May 23, 2016, in the city hall, 211 Williams, Royal Oak. The meeting was called to order by Mayor Ellison at 7:30 p.m.

Commissioner DuBuc gave the Invocation. Everyone present gave the pledge of allegiance.

ROLL CALL	PRESENT	ABSENT
Mayor	Ellison	
Mayor Pro Tem	Fournier	
Commissioners	Douglas	
	DuBuc	
	Mahrle	
	Paruch	
	Poulton	

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ANIMAL SHELTER COMMITTEE AWARD

Community Engagement Specialist Judy Davids narrated a slide show that highlighted improvements made at the animal shelter last year by Matthews-Hargreaves.

Mayor Ellison presented Mr. Larry Burr and Mr. Len Adowski with a plaque in appreciation for their many contributions to the animal shelter.

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PRESENTATION A COALITION FOR TRANSIT (ACT) AND ADOPTED OF RESOLUTION IN SUPPORT

Ms. Marie Donigan gave a brief presentation on the need for regional transit.

Moved by Commissioner Mahrle
Seconded by Commissioner DuBuc

Whereas, Southeast Michigan's regional public transit system is severely underfunded compared to the rest of the country and is one of the worst regional transit systems in the country; and

Whereas, seniors and people with disabilities are underserved by an unreliable system that prevents them from safe and independent travel in the region; and

Whereas, Southeast Michigan is failing to secure billions in potential economic benefit, that studies show accompany regional transit investments; and

Whereas, a large majority of jobs in the region are not readily accessible by regional transit; and

Whereas, Southeast Michigan's four counties and two major population centers – Detroit and Ann Arbor – are not effectively connected by regional transit; and

Whereas, younger generations continue to look outside of Southeast Michigan to relocate to regions with effective, reliable regional transit; and

Whereas, regional transit must be strengthened and improved to make Southeast Michigan more competitive, which will help local communities attract more businesses and create local jobs; and

Whereas, Southeast Michigan cannot expect to compete economically with other major metropolitan areas without a modern, effective and reliable public transit system;

Now, Therefore, Be It Resolved, the Royal Oak City Commission hereby expresses its strong support for A Coalition for Transit (ACT) and the need for a modern, reliable regional transportation system that connects Southeast Michigan's four counties. We urge our residents to support ACT and commit to help solving the problem of unreliable public transportation in Southeast Michigan.

FRIENDLY AMENDMENT BY COMMISSIONER DUBUC THAT THE CITY BECOMES A MEMBER OF ACT

MOTION NOW READS:

Whereas, Southeast Michigan's regional public transit system is severely underfunded compared to the rest of the country and is one of the worst regional transit systems in the country; and

Whereas, seniors and people with disabilities are underserved by an unreliable system that prevents them from safe and independent travel in the region; and

Whereas, Southeast Michigan is failing to secure billions in potential economic benefit, that studies show accompany regional transit investments; and

Whereas, a large majority of jobs in the region are not readily accessible by regional transit; and

Whereas, Southeast Michigan's four counties and two major population centers – Detroit and Ann Arbor – are not effectively connected by regional transit; and

Whereas, younger generations continue to look outside of Southeast Michigan to relocate to regions with effective, reliable regional transit; and

Whereas, regional transit must be strengthened and improved to make Southeast Michigan more competitive, which will help local communities attract more businesses and create local jobs; and

Whereas, Southeast Michigan cannot expect to compete economically with other major metropolitan areas without a modern, effective and reliable public transit system;

Now, Therefore, Be It Resolved, the Royal Oak City Commission hereby expresses its strong support for A Coalition for Transit (ACT) and the need for a modern, reliable regional transportation system that connects Southeast Michigan's four counties. We urge our residents to support ACT and commit to help solving the problem of unreliable public transportation in Southeast Michigan.

Be it finally resolved, that the city commission approves becoming a member of ACT.

ADOPTED UNANIMOUSLY

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PUBLIC COMMENT

Mr. Dave Richards, 415 Potawatomi, Library Board member, announced upcoming events at the library. The summer reading program kicks off June 18 at 10:00 a.m. on the library lawn. Register in person or online. There will be farm animals on display, crafts and free popcorn. There will be concerts on the library lawn Wednesday nights at 7:00 p.m. on June 15, 22 and 29. All of the events are free.

Ms. Carol Hennessey, 258 E 12 Mile, stated volunteers would be placing flags on veterans' graves at Oakview Cemetery Saturday at 10:00 a.m. Ten new graves of World War I veterans were found. Bike decorating will take place at Kinsey-Garret Funeral Home on Sunday from 10:30 a.m.–12:30 p.m. Participants in the parade should meet at 8:00 a.m. at I-696 and Main Street. The parade will start at Lincoln and proceed north on Main ending at the Veterans' Memorial Plaza. Shuttle service for participants will be from 7:30–8:30 a.m. at city hall. Applications were still being accepted. Family members are encouraged to carry deceased veterans' flags in the parade. The service will start at the memorial at approximately 10:15 a.m. The pancake breakfast will be from 7:00 a.m.-12:00 p.m. Volunteers were needed to help to carry the American flag.

Mr. Jim Wyss owns three properties on Delemere, 4353, 4605 and 2615 Nakota. The business owners formed the Royal Oak Industrial Coalition, which put together a letter for the mayor and commissioners. The letter stated their reasons for opposing the installation of sidewalks. They understood wanting walkability on Delemere between Normandy and 14 Mile, but that space is used for safety. Installing sidewalks would impact the businesses.

Mr. John Brilla, 710 Dewey, stated the neighborhood has a problem with deer from Oakview. The cemetery says they can't close the gates. The deer are eating their plants. He would like some suggestions.

Mr. Bill Harrison, 2729 Trafford, was concerned that the city hall project, like the 696 project, would put the DDA in debt and spill over into taxes for residents. City administrations, historically, are lousy pickers of developers citing failed projects. Bonding for the new construction and legacy costs would put the city in serious debt.

Mr. Mark Dingman, 1415 N. Lafayette, wanted to know what was needed to get the paving of the street before the commission again. Two weeks ago he presented a petition requesting a street 22' wide or narrower. An official petition from the engineering department was needed but they wouldn't author a petition for a street with less than 25'. How do they get this into discussion again?

Mr. Tony Sloonos owns the property at 4425 Fernlee. He wanted to know why some places get sidewalks and others don't. Many of reasons he was given as to why FormTech doesn't have to install sidewalks also apply to his property. The estimate for the sidewalk was \$1300. It will cost him over \$5,000 to complete the apron. He didn't see the value in it.

Mr. Jeffrey Salz owns the property at 4914 Leafdale. The city installed barricades on Torquay and Parmenter because they recognized the danger of allowing trucks in residential areas. He felt it was counterintuitive to encourage residents to go into the industrial area. His estimate was \$4400, but that was the initial expense. Other work would need to be done, which would add no value. There was nothing in the city code requiring retrofitting older properties with sidewalks. It was just a city policy. He asked that they exempt the entire area from retrofitting with sidewalks.

Mr. Richard Laney, owner of 4535 Fernlee, wished the commission had been able to tour during the day to view the truck traffic. It was a dangerous area and not a good place to install sidewalks.

Mr. Paul Nefouse owns the property at 4320 Delemere Court. If sidewalks were installed, he doubted anyone would allow their children to walk there. It's a very congested area. He suggested they postpone until after the construction of Robertson Brothers new homes.

Ms. Sharon Waines, 4603 Mankato, has sent in an appeal for an exemption. There were overhead electrical wires. The sidewalk should be on the school's side of Samoset. She was also against the proposed city hall project.

Mr. Matthew Burbary, 4610 Mankato, felt installing a sidewalk would cause a hardship. The school should have a sidewalk before the residents. He also had concerns about liability.

Mr. Sandros Katcha owns 4940 Delemere. A sidewalk would take away some of his parking. He didn't see any benefit of having a sidewalk built on his side of the street.

Mr. Victor Reid, 133 Curry, owns several properties in the city. He was opposed to installing sidewalks in the industrial area. They should all be exempt. There was little foot traffic using the sidewalks now. He hoped the commission would take all the comments into consideration.

Mr. Mike Grant, 4602 Hampton, sent the city commission a letter before the bus tour stating his reasons for opposing installation of a sidewalk on his property. He has met with engineering but was unable to get a direct answer regarding a sidewalk on the school property.

Mayor Ellison stated that since the school was a separate government entity, they can't force them to install a sidewalk. It was in their budget and all indications were that a sidewalk would be installed.

Mr. Bob Kelly has a business at 4350 & 4535 Delemere. He wasn't scheduled to have sidewalk installed but wanted to prepare for the future. Installing a sidewalk would limit their customer parking. Larger vehicles wouldn't fit and customers would have to enter through the shop area.

Mr. Arturo Sanchez was a Royal Oak resident and business owner. He and his partner did not want sidewalks in the industrial area. They wanted the peace and quiet and the work environment. Having more people walk through the area didn't make sense.

Ms. Kathy Kelly, 4350 Delemere, didn't want to lose their parking. It could cause difficulties for her 95 year old father-in-law to get into their business.

Mr. Alan Davidson owns five buildings in the Delemere industrial area. Two of his buildings would become non-conforming if he loses his parking. There were many unknowns. Who would pay for street lighting and a new street? Most aren't retail businesses so increased foot traffic won't make them more money. They should put the plan off for a few years to see how things develop.

Ms. Elizabeth Ezell, 4325 Delemere, listed reasons why they should be exempt from installing a sidewalk.

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APPROVAL OF AGENDA

Item 14 was moved up to follow item 9 and 8F was removed from the consent agenda.

Moved by Commissioner Douglas
Seconded by Commissioner Paruch

BE IT RESOLVED that the city commission hereby approves the agenda for the May 23, 2016 meeting as amended.

ADOPTED UNANIMOUSLY

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Moved by Commissioner Paruch
Seconded by Mayor Pro Tem Fournier

Be it resolved that the city commission directs staff to prepare a report to be brought back at the June 13 meeting on how other communities are dealing with deer populations.

ADOPTED UNANIMOUSLY

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CONSENT AGENDA

Moved by Commissioner Poulton
Seconded by Commissioner Mahrle

BE IT RESOLVED that the city commission hereby approves the consent agenda as follows:

- A. BE IT RESOLVED that the city commission minutes of May 9, 2016 are hereby approved.
- B. BE IT RESOLVED that the claims of May 13 and 24, 2016 audited by the department of finance are hereby approved.
- C. Be it resolved, the city commission approves the following requisitions/purchase orders for fiscal year 2015-16:

Requisition #	change order
Vendor:	Oakland County
Requesting approval for:	additional \$11,270 for a total \$35,910
Price Source:	quote
Budgeted:	\$35,910
Department / Fund:	police/public safety
Description:	CLEMIS livescan operating system and installation, CLEMIS lead online renewal
Requisition #	R004254
Vendor:	Cellebrite
Requesting approval for:	\$11,100
Price Source:	quote
Budgeted:	\$11,100
Department / Fund:	police/public safety
Description:	cellular forensic for software and hardware purchase
Requisition #	change order
Vendor:	Worry Free Inc
Requesting approval for:	additional \$1,910 for a total \$283,910
Price Source:	quote
Budgeted:	\$283,910
Department / Fund:	court/general
Description:	court building landscaping and summer maintenance
Requisition #	change order
Vendor:	Gametime c/o Sinclair Recreation
Requesting approval for:	additional \$2,710 for a total \$11,610
Price Source:	quote
Budgeted:	\$11,610
Department / Fund:	parks & forestry/general
Description:	swings at various parks
Requisition #	R004269
Vendor:	Ennis-Flint
Requesting approval for:	\$18,320
Price Source:	bid by another entity/ cooperative purchase
Budgeted:	\$25,000

Department / Fund: streets traffic control/ major streets
Description: heat fused preformed thermoplastics

- D. Be it resolved, the city commission declares the above property surplus and authorizes the disposal of those items by auction. Any net proceeds from the sale of the items listed under "general" and "police" will be deposited into the general miscellaneous revenue account 101.000.67100 or gain on fixed assets account 101.000.69301.
- E. Be it resolved, the city commission hereby declares the attached list of clothing de-accessioned by the historical commission as surplus property; and
- Be it further resolved, the city commission directs the historical commission to proceed with the sale of the surplus clothing; and
- Be it finally resolved, funds from the sale of the surplus clothing will be deposited to the ROOTS Foundation account and specifically designated for future use at the Orson Starr House Museum.
- G. Be it resolved, the mayor and city clerk are hereby authorized to execute the agreement between the City of Royal Oak and Oak Apple, Inc. for the 39th Annual Oak Apple Run on Saturday, June 4, 2016; and
- Be it further resolved, one-half of the cost of city services will be provided at no cost to the event.
- H. Be it resolved, the mayor and city clerk are hereby authorized to execute the agreement between the City of Royal Oak and Roak Brewing Co., LLC.
- I. Be it resolved, the city commission hereby awards Royal Oak Contract S1601 2016 Sewer Televising and Root Treatment to United Resource, LLC of Livonia, Michigan for the bid price of \$303,254 and directs staff to issue a purchase order in the amount of the priced proposal.
- J. Be it resolved, the city commission authorizes the filling of one municipal clerk III position in the engineering division of the community development department.

ADOPTED UNANIMOUSLY

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POLICE DEPARTMENT ANNUAL REPORT

Moved by Commissioner Mahrle
Seconded by Commissioner Poulton

Be it resolved the city commissioner hereby accepts the police department annual report.

ADOPTED UNANIMOUSLY

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PUBLIC HEARING OF ASSESSMENT PAVING OF SOUTH EDISON

Mayor Ellison opened the public hearing. There being no one present who wished to speak the public hearing was closed. No action was required at this time.

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2016 SIDEWALK IMPROVEMENT PROGRAM EXEMPTIONS

Mayor Ellison stated the reasons he would not support installing sidewalks in industrial areas.

Moved by Commissioner Mahrle
Seconded by Commissioner Douglas

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II and located west of the railroad tracks to include sections 1, 3, 4, and 40-44.

ADOPTED UNANIMOUSLY

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Moved by Commissioner Mahrle
Seconded by Commissioner Poulton

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 39A and 48; and

Be it further resolved to amend the engineer's recommendation to also include crosswalks in each section at each entrance to the Meijer shopping center.

ADOPTED UNANIMOUSLY

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Moved by Commissioner Mahrle
Seconded by Commissioner DuBuc

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 12 and 13.

AYES: Commissioners Douglas, DuBuc, Mahrle, Paruch, Poulton and Mayor Pro Tem Fournier

NAYS: Mayor Ellison

MOTION ADOPTED

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Moved by Commissioner Mahrle
Seconded by Commissioner Douglas

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 29 and 34.

AYES: Commissioners Douglas, DuBuc, Mahrle, Paruch, Poulton and Mayor Pro Tem Fournier

NAYS: Mayor Ellison

MOTION ADOPTED

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Moved by Commissioner Mahrle
Seconded by Mayor Pro Tem Fournier

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 46 and 47.

ADOPTED UNANIMOUSLY

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Moved by Commissioner Mahrle
Seconded by Commissioner Douglas

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 31 and 45.

AYES: Commissioners Douglas, DuBuc, Mahrle, Paruch, Poulton and Mayor Pro Tem Fournier

NAYS: Mayor Ellison

MOTION ADOPTED

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Moved by Commissioner Mahrle
Seconded by Commissioner Poulton

Be it resolved, the commission hereby grants exemptions from installing new sidewalks where no sidewalk currently exists at the following properties listed in Table II as sections 14, 15 and 16.

AYES: Commissioners DuBuc, Mahrle, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioner Douglas

MOTION ADOPTED

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Moved by Commissioner DuBuc
Seconded by Commissioner Paruch

Be it resolved, the commission hereby grants exemptions from installing new sidewalks where no sidewalk currently exists at the following properties listed in Table II as sections 17, 18, 19, 20, 21, 24, 25 and 26.

AYES: Commissioners DuBuc, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioners Douglas and Mahrle

MOTION ADOPTED

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Moved by Commissioner Douglas
Seconded by Commissioner Paruch

Be it resolved the city commission hereby deems that new public sidewalks shall be installed adjacent to the following properties listed in Table II as sections 27, 32, 33, 35, 36 and 37; and

Be it further resolved, the commission hereby grants exemptions from installing new sidewalks where no sidewalk currently exists at the following property listed in Table II as section 30.

AYES: Commissioners Douglas, DuBuc, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioner Mahrle

MOTION ADOPTED

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ROYAL OAK CHURCH OF CHRIST

Moved by Commissioner Mahrle
Seconded by Commissioner Paruch

Be it resolved, the agreement between the city of Royal Oak and the Royal Oak Church of Christ, is adopted subject to the final approval of the city attorney's office.

ADOPTED UNANIMOUSLY

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APPOINTMENTS COMMITTEE ROTATION

Moved by Commissioner Poulton
Seconded by Commissioner DuBuc

Be it resolved, the appointments committee members rotate to Commissioners Fournier, Mahrle and Paruch effective immediately.

ADOPTED UNANIMOUSLY

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MAYORAL APPOINTMENT LIBRARY BOARD OF TRUSTEES

Moved by Commissioner Mahrle
Seconded by Commissioner DuBuc

Be it resolved, the city commission hereby confirms the mayoral appointment as listed below:

Appointments:	Board	Term Expiration Date
Ms. Karla Goetz	Library Board	12/31/2018

ADOPTED UNANIMOUSLY

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METERS MADE BEAUTIFUL ART PROGRAM

Mr. Jon Witz gave a brief presentation.

Moved by Commissioner DuBuc
Seconded by Commissioner Mahrle

Be it resolved, the Royal Oak City Commission hereby adopts the recommendation by the Royal Oak Commission for the Arts to partner with Arts, Beats, and Eats on the "Meters Made Beautiful" art program; and

Be it further resolved, the Royal Oak City Commission approves the painting of 150 parking meters in the downtown area as part of this project.

ADOPTED UNANIMOUSLY

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ROAD MILLAGE STATUS REPORT

City Engineer Callahan gave a brief update on the road millage status.

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ATTENDANCE POLICY

Moved by Commissioner Paruch
Seconded by Commissioner Poulton

Be it resolved, the city commission approves the proposed attendance policy for boards, commissions, committees and authorities governed by state law.

ADOPTED UNANIMOUSLY

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PROJECT NOTIFICATIONS

Moved by Commissioner Mahrle
Seconded by Commissioner DuBuc

Be it resolved the city commission directs staff to bring back a report at a future meeting on the current notification policy regarding projects and the possible disruptions and suggestions for a comprehensive plan.

ADOPTED UNANIMOUSLY

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Upon motion of Mayor Pro Tem Fournier, seconded by Commissioner Mahrle, and adopted unanimously, the regular meeting was adjourned at 10:47 p.m.

Melanie Halas, City Clerk

The foregoing minutes of the regular meeting held on May 23, 2016, having been officially approved by the city commission on Monday, June 13, 2016, are hereby signed this thirteenth day of June 2016.

James B. Ellison, Mayor